

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

In re: Lion Air Flight JT 610 Crash

Lead Case: 1:18-cv-07686

Honorable Thomas M. Durkin

JOINT CASE MANAGEMENT REPORT

The Parties conducted a telephonic scheduling conference on May 10, 2019 and May 13, 2019, pursuant to Federal Rules of Civil Procedure 16 and 26(f) and Northern District of Illinois Local Rule 16.1, and now submit the following Joint Case Management Report:

1. On May 10, 2019, counsel for Defendant Boeing and a group of counsel designated to represent the interests of various Plaintiffs held a telephonic conference pursuant to the Court's Order on April 30, 2019. During the call, Boeing made clear its willingness to negotiate now in good faith to settle these cases for full compensatory damages under the applicable law as assessed based on the facts and circumstances of each case. To that end, Boeing proposed that the parties now engage in damages discovery followed by settlement discussions and mediation.

2. After the May 10 call, counsel for Plaintiffs conferred among themselves and reached an agreement to cooperate in good faith with settlement discussions and mediation.

3. On May 13, 2019, the Parties held another telephonic conference call to discuss the timing of damages discovery and mediation. On the call, counsel for Plaintiffs spoke with one voice to represent the interests of their clients. The Parties agreed to ask this Court to suspend the initial disclosure requirements under Rule 26(a)(1), as well as other deadlines, to give the Parties an opportunity to engage in informal damages discovery and settlement discussions.¹ The Plaintiffs

¹ A minority of the Plaintiffs' counsel favor formal discovery rather than informal discovery.

will produce damages discovery no later than June 30, 2019. Mediation will proceed shortly thereafter. The Parties anticipate that mediation will take place over the course of several days, and they will confer to agree on convenient dates to begin the mediation in July 2019. The Parties have agreed that retired Judge Donald P. O'Connell will serve as the mediator and are discussing the process to be used to mediate the claims. If the Parties reach an impasse at mediation, as determined by Judge O'Connell, Boeing will have ten days following the impasse to file its motion to dismiss for *forum non conveniens*. The Parties also request a status conference to follow shortly after any impasse in the settlement negotiations.

4. The Parties therefore request that the current case deadlines be struck, with the possible exception of the currently scheduled status conference on June 27, 2019. If the Court finds it helpful, the Parties would appear before the Court on that date to provide an update as to the status of the matter.

JOINT REQUESTED SCHEDULE

DATE	EVENT
06/27/2019	Status Conference
06/30/2019	Deadline for Plaintiffs to produce damages discovery
07/17/2019	First mediation session
10 days following impasse	Deadline for Boeing to file motion to dismiss
14 days following impasse	Status Conference

Dated: May 17, 2019

Respectfully submitted,

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CERTIFICATE OF SERVICE

Steven C. Marks, an attorney, certifies that he served the Plaintiffs' Joint Case Management Report upon all counsel of record via CM/ECF on May 17, 2019.

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